

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

WAYMO LLC,

Plaintiff,

Case

vs.

No. 3:17-cv-00939-WHA

UBER TECHNOLOGIES, INC.;

OTTOMOTTO LLC; OTTO TRUCKING LLC,

Defendants.

_____ /

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY
VIDEOTAPED DEPOSITION OF GAETAN PENNECOT
VOLUME III (PAGES 275 to 478)
FRIDAY, JUNE 16, 2017

Reported by:

Anrae Wimberley

CSR No. 7778

Job No. 2641228

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1 [REDACTED] 15:21:45
2 [REDACTED] 15:21:47
3 A. That would be [REDACTED] 15:21:49
4 Q. Is [REDACTED]? 15:21:53
5 A. It is an [REDACTED] 15:21:55
6 Q. Why did you choose to [REDACTED] [REDACTED]
7 [REDACTED]? 15:22:02
8 A. Because I -- I have done it from experience. 15:22:06
9 Q. Did Mr. Levandowski provide any input on the 15:22:11
10 [REDACTED]? 15:22:16
11 A. No. 15:22:16
12 Q. Now, you said you had experience doing -- 15:22:20
13 [REDACTED]. 15:22:23
14 Where did you have that experience? 15:22:25
15 A. Back at Google. 15:22:27
16 Q. Was there a LiDAR at Google in which you used 15:22:31
17 [REDACTED]? 15:22:35
18 A. GBR. 15:22:35
19 Q. And at Google, who came up with the 15:22:42
20 [REDACTED]? 15:22:45
21 A. I did. 15:22:47
22 Q. How did you decide that [REDACTED] [REDACTED]
23 [REDACTED]? 15:22:52
24 A. So I called [REDACTED], which was the first 15:22:58
25 supplier at Google. And they were [REDACTED] 15:23:03

1 [REDACTED] [REDACTED]
2 [REDACTED] [REDACTED]
3 [REDACTED] [REDACTED]
4 [REDACTED]
5 [REDACTED] And I chatted with Pierre about it for 15:23:27
6 not too long, and decided that it would be the -- we 15:23:35
7 would use [REDACTED]. 15:23:39
8 Q. Let me break that down a bit.
9 You said you chatted with a vendor called 15:23:43
10 [REDACTED]? 15:23:43
11 A. [REDACTED] 15:23:47
12 Q. [REDACTED] 15:23:47
13 And you said they were [REDACTED] [REDACTED]
14 [REDACTED] -- 15:23:53
15 A. [REDACTED] 15:23:55
16 Q. And that's [REDACTED]? 15:24:01
17 A. Yes. 15:24:01
18 Q. And you mentioned [REDACTED]. 15:24:04
19 What does that refer to? 15:24:06
20 A. That would be [REDACTED] [REDACTED]
21 [REDACTED] [REDACTED]
22 [REDACTED] 15:24:19
23 Q. You also mentioned [REDACTED]. 15:24:21
24 What does that refer to? 15:24:25
25 A. [REDACTED] 15:24:27

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1 Q. So you said the [REDACTED]
[REDACTED]? 15:24:39

3 A. This is correct, according to the specs of 15:24:43
4 dimension. 15:24:43

5 Q. And how did that guide your decision to use 15:24:46
6 [REDACTED]? 15:24:49

7 A. I wanted [REDACTED]. 15:24:52

8 Q. Why did you want [REDACTED] [REDACTED]
[REDACTED]? 15:24:58

10 A. Because [REDACTED] [REDACTED]
[REDACTED] 15:25:08

12 Q. Was it important that [REDACTED]
[REDACTED]? 15:25:15

14 A. No. 15:25:15

15 Q. Why not? 15:25:16

16 A. [REDACTED] 15:25:24
17 It doesn't really matter. 15:25:26

18 Q. Why wouldn't it matter? 15:25:29

19 A. Because we need to [REDACTED] [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] 15:26:03

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1 Q. How long did it take you to [REDACTED] [REDACTED]
[REDACTED] [REDACTED]? 15:26:09
3 A. Maybe ten minutes for a phone call with 15:26:12
4 [REDACTED] and then five minutes' discussion with Pierre, 15:26:17
5 make sure that he was okay with it. 15:26:20
6 Q. And was that it? 15:26:23
7 A. Yes. 15:26:25
8 Q. In total, it took 15 minutes to come up with 15:26:31
9 [REDACTED]? 15:26:35
10 A. Yes. 15:26:35
11 Q. Did you do any testing to arrive at the 15:26:37
12 [REDACTED]? 15:26:40
13 A. No. 15:26:40
14 Q. And why not? 15:26:43
15 A. Because we tried once and it worked from the 15:26:47
16 start. 15:26:47
17 Q. Did you rely on any data to find [REDACTED] [REDACTED]
[REDACTED]? 15:26:53
19 A. I mean, [REDACTED] 15:27:00
20 no. 15:27:00
21 Q. Did anyone at Google tell you that a 15:27:07
22 [REDACTED] is a trade 15:27:11
23 secret? 15:27:12
24 MR. JAFFE: Objection; form, calls for a legal 15:27:14
25 conclusion. 15:27:15

1 THE WITNESS: No. 15:27:16

2 BY MR. MUINO: 15:27:16

3 Q. Did anyone at Google tell you that a 15:27:18

4 [REDACTED] was in any way proprietary to 15:27:24

5 Google? 15:27:26

6 MR. JAFFE: Same objection. 15:27:27

7 THE WITNESS: No. 15:27:28

8 BY MR. MUINO: 15:27:28

9 Q. Did you think that this [REDACTED] 15:27:29

10 was a significant technological development at the 15:27:33

11 time? 15:27:34

12 MR. JAFFE: Objection; form. 15:27:35

13 THE WITNESS: No. 15:27:36

14 BY MR. MUINO: 15:27:36

15 Q. Why not? 15:27:37

16 A. Because [REDACTED]

17 [REDACTED] 15:27:42

18 MR. MUINO: Why don't we go off the record. 15:27:47

19 THE VIDEOGRAPHER: This is the end of Disc 2 in 15:27:49

20 Volume III in the deposition of Mr. Pennecot. The 15:27:53

21 time is 3:27. 15:27:55

22 (Recess taken.) 15:38:21

23 THE VIDEOGRAPHER: We are back on the record. 15:38:32

24 This is the beginning of Disc 3 in Volume III in the 15:38:36

25 deposition of Mr. Pennecot. It is 3:38. 15:38:40